

Message

From: Neugeboren, Steven [Neugeboren.Steven@epa.gov]
Sent: 10/7/2019 2:56:16 PM
To: Wehling, Carrie [Wehling.Carrie@epa.gov]; Kupchan, Simma [Kupchan.Simma@epa.gov]
CC: Levine, MaryEllen [levine.maryellen@epa.gov]; Wade, Alexis [Wade.Alexis@epa.gov]
Subject: FW: Cooling Water Intake Rule - ESA - CORRECTED

Realize I should have included the 404g team. We received another note from dave which I will forward to all of you.

Steve Neugeboren
Associate General Counsel for Water
U.S. EPA
1200 Pennsylvania Ave., NW
Washington, DC 20460
202 (564-5488)

-----Original Message-----

From: Neugeboren, Steven
Sent: Monday, October 7, 2019 8:48 AM
To: Ross, David P <ross.davidp@epa.gov>; Fotouhi, David <fotouhi.david@epa.gov>; Sawyers, Andrew <Sawyers.Andrew@epa.gov>; Goodin, John <Goodin.John@epa.gov>
Cc: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Forsgren, Lee <Forsgren.Lee@epa.gov>; Aguirre, Janita <Aguirre.Janita@epa.gov>; Wildeman, Anna <wildeman.anna@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>; Levine, MaryEllen <levine.maryellen@epa.gov>
Subject: RE: Cooling Water Intake Rule - ESA - CORRECTED

I hit send of note below before I was done. Fixed the message below and added Alexis and Mary Ellen

Steve Neugeboren
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-----Original Message-----

From: Neugeboren, Steven
Sent: Monday, October 7, 2019 8:47 AM
To: Ross, David P <ross.davidp@epa.gov>; Fotouhi, David <fotouhi.david@epa.gov>; Sawyers, Andrew <Sawyers.Andrew@epa.gov>; Goodin, John <Goodin.John@epa.gov>
Cc: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Forsgren, Lee <Forsgren.Lee@epa.gov>; Aguirre, Janita <Aguirre.Janita@epa.gov>; Wildeman, Anna <wildeman.anna@epa.gov>
Subject: RE: Cooling Water Intake Rule - ESA

I think the lead for this would either be OST (who conducted the consultation and promulgated the rule) or OWM (who is implementing the rule), but your staffs can reach out to Alexis for support, as she is very familiar with the record.

Steve Neugeboren
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-----Original Message-----

From: Ross, David P <ross.davidp@epa.gov>
Sent: Monday, October 7, 2019 8:39 AM
To: Fotouhi, David <Fotouhi.David@epa.gov>; Sawyers, Andrew <Sawyers.Andrew@epa.gov>; Goodin, John <Goodin.John@epa.gov>; Neugeboren, Steven <Neugeboren.Steven@epa.gov>
Cc: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Forsgren, Lee <Forsgren.Lee@epa.gov>; Aguirre, Janita <Aguirre.Janita@epa.gov>; Wildeman, Anna <wildeman.anna@epa.gov>
Subject: Re: Cooling Water Intake Rule - ESA

Adding Steve.

Sent from my iPad

> On Oct 7, 2019, at 8:38 AM, Ross, David P <ross.davidp@epa.gov> wrote:
>

> Confidential; Deliberative

>

> I'm currently evaluating a 404(g) state assumption proposal from Florida and Arizona and how to address ESA issues in state-assumed permitting. The proposal mentions the ESA process for the cooling water intake rule as a potential model. Could someone pull together the ESA-based components of that rulemaking for me, such as targeted discussion in the preamble, RTC, Bi-Op, etc. I'm not sure if this is an OGC or OWM assignment, so please work together to figure out the most efficient way to get a packet together.

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> Thanks!

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> Dave

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> Sent from my iPad